

1 PHILLIP A. TALBERT
2 United States Attorney
3 ARELIS M. CLEMENTE
Assistant United States Attorney
2500 Tulare Street, Suite 4401
Fresno, CA 93721
Telephone: (559) 497-4000
Facsimile: (559) 497-4099
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6 Attorneys for Plaintiff
United States of America
7

8 IN THE UNITED STATES DISTRICT COURT
9
EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

CASE NO. 1:24-CR-00042-NODJ-BAM

11 v.
12 Plaintiff,

STIPULATION REGARDING PROTECTED
INFORMATION AND PROTECTIVE ORDER

13 JUAN JOSE HERNANDEZ,
14 aka Rolando Gonzalez

15 Defendant.

16
17 WHEREAS, the discovery in this case contains a large amount of personal information including
18 Social Security numbers, personal identification numbers, dates of birth, financial account numbers,
19 telephone numbers, and residential addresses (“Protected Information”); and

20 WHEREAS, the parties desire to avoid both the necessity of large scale redactions and the
21 unauthorized disclosure or dissemination of this information to anyone not a party to the court
22 proceedings in this matter;

23 The parties agree that entry of a stipulated protective order is appropriate.

24 THEREFORE, the defendant, JUAN JOSE HERNANDEZ, by and through his counsel of record
25 (“Defense Counsel”), and plaintiff the UNITED STATES, by and through its counsel of record, hereby
26 agree and stipulate as follows:

27 1. This Court may enter a protective order pursuant to Rule 16(d) of the Federal Rules of
28 Criminal Procedure and its general supervisory authority;

1 2. This Order pertains to all discovery provided to or made available to Defense Counsel as
2 part of discovery in this case (hereafter, collectively known as “the discovery”);

3 3. By signing this Stipulation, Defense Counsel agrees not to share any documents that
4 contain Protected Information with anyone other than Defense Counsel and designated defense
5 investigators and support staff. Defense Counsel may permit the defendant to view unredacted
6 documents in the presence of his attorney, defense investigators, and support staff. The parties agree
7 that Defense Counsel, defense investigators, and support staff shall not allow the defendant to copy
8 Protected Information contained in the discovery. The parties agree that Defense Counsel, defense
9 investigators, and support staff may provide the defendant with copies of documents from which
10 Protected Information has been redacted;

11 4. The discovery and information therein may be used only in connection with the litigation
12 of this case including exhaustion of direct and collateral appellate proceedings and for no other purpose.
13 The discovery is now and will forever remain the property of the Government. Defense Counsel will
14 return the discovery to the Government or certify that it has been destroyed at the conclusion of the case
15 including exhaustion of direct and collateral appellate proceedings;

16 5. Defense Counsel will store the discovery in a secure place and will use reasonable care to
17 ensure that it is not disclosed to third persons in violation of this agreement;

18 6. Defense Counsel shall be responsible for advising the defendant, as well as Defense
19 Counsel’s employees, other members of the defense team, and defense witnesses, of the contents of this
20 Stipulation and Order; and

21 7. In the event that the defendant substitutes counsel, undersigned Defense Counsel agrees
22 to withhold discovery from any new counsel unless and until substituted counsel agrees also to be bound
23 by this Stipulation and Order.

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1 IT IS SO STIPULATED.
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/s Griffin Estes
6 GRIFFIN ESTES
7 Assistant Federal Defender
8 Attorney for Defendant
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10 DATED: April 19, 2024
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/s/ Arelis Clemente
ARELIS M. CLEMENTE
Assistant United States Attorney
Attorney for Plaintiff

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United States Attorney
2 ARELIS M. CLEMENTE
Assistant United States Attorney
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15 Defendant.

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ORDER

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19 For good cause shown, the stipulation between counsel dated April 19, 2024, in Case No. 1:24-
20 CR-00042-NODJ-BAM, regarding discovery and treatment of Protected Information is approved.

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22 IT IS SO ORDERED.

23 Dated: April 22, 2024

/s/ *Eric P. Gross*

24 UNITED STATES MAGISTRATE JUDGE